

**PATENT**  
Attorney Docket No. 99078X206650

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Darsillo et al.

Application No. 09/670,118

Filed: September 26, 2000

For: RECORDING MEDIUM

Art Unit: 1773

Examiner: Bernatz, Kevin M.

#16

**REQUEST FOR EXAMINER INTERVIEW**

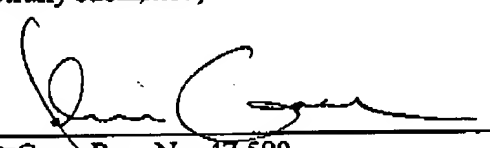
Commissioner for Patents  
Box AF  
Washington, D.C. 20231

Dear Sir:

Applicants hereby request an interview with the Examiner to discuss the substance of the outstanding rejections in this case. As per the Examiner's suggestion, Applicants submit herewith a REQUEST FOR CONTINUED EXAMINATION (RCE) under 37 C.F.R. § 1.114 to facilitate the scheduling of an interview prior to the issuance of any further Office Actions.

Applicants will contact the Examiner shortly after submitting this request to schedule a time to conduct the interview. If the Examiner has any questions regarding this request, the Examiner is invited to call the undersigned attorney.

Respectfully submitted,

  
John L. Gase, Reg. No. 47,590  
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Two Prudential Plaza, Suite 4900  
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Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
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Date: March 5, 2003

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<p align="center"><b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b></p> <p>Subsection (b) of 35 USC 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA)</p>	Application No.	09/670,118
	Filing Date	September 26, 2000
	First Named Inventor	Darsillo et al.
	Group Art Unit	1773
	Examiner Name	Kevin M. Bernatz
	Attorney Docket No.	99078X206650

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

**NOTE:** 37 CFR 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 CFR 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 60092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14885 (Mar. 20, 2000). 1253 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 CFR 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on  
(Any unentered amendment(s) referred to above will be entered.)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other:
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Form PTO-1449
- v. ☐ Copies of documents listed in Form PTO-1449
- vi. ☒ Other: REQUEST FOR EXAMINER INTERVIEW

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; fee under 37 CFR 1.17(i) required.)
- b. ☐ Applicant claims small entity status. See 37 CFR 1.27
- c. ☐ Other:

**3. Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The following fees are enclosed:

i. ☒ RCE fee of \$750.00 (large entity) required under 37 CFR 1.17(e)

\$750.00

ii. ☒ Two-month extension of time fee of \$410.00 (37 CFR 1.136 and 1.17)

\$410.00

iii. ☐ Suspension of action fee of \$130.00 (37 CFR 1.17(i))

750.00 CH Other:

410.00 CH

**TOTAL FEES ENCLOSED**

**\$1,160.00**

- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☒ The Commissioner is hereby authorized to charge the above fees to Deposit Account No. 12-1216
- d. ☒ The Commissioner is hereby authorized to charge any deficiencies in the above fees or to credit any overpayments to Deposit Account No. 12-1216

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MAR. 5. 2003

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LEYDIG VOIT &amp; MAYER


NO. 6270 P. 5

## Request For Continued Examination Transmittal


Application No. 09/870,118

Attorney Docket No. 99078X206650

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	John L. Gase.	Registration No. (Attorney/Agent)	47,590
Signature		Date	March 5, 2003

## CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this RCE Transmittal and all accompanying documents are, on the date indicated below, <input type="checkbox"/> being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or <input checked="" type="checkbox"/> being facsimile transmitted to the U.S. Patent and Trademark Office.			
Name (Print/Type)	Juaquina Murcio		
Signature		Date	March 5, 2003

## CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that this RCE Transmittal and all accompanying documents are being deposited with the United States Postal Service on March 5, 2003, in an envelope as 'EXPRESS MAIL POST OFFICE TO ADDRESSEE' service under 37 CFR 1.10, Mailing Label Number , addressed to: Box RCE, Commissioner for Patents, Washington, D.C. 20231.			
Name (Print/Type)			
Signature		Date	March 5, 2003

RCE Transmittal (Revised 04/28/02)